UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

CHARLES A. KRANZ,

JUDGMENT 01-CV- 7727 (DLI)

Plaintiff.

-against-

JO ANNE B. BARNHART, Commissioner, Social Security Administration,

Defendant.

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A Memorandum and Order of Honorable Dora L. Irizarry, United States District Judge, having been filed on August 2, 2005, denying plaintiff's motion for judgment on the pleadings pursuant to Fed. R. Civ. P. 12(c); denying defendant's cross-motion for judgment on the pleadings; and remanding the case to the Commissioner of Social Security for further administrative proceedings consistent with the Court's Memorandum and Order of August 2, 2005; it is

ORDERED and ADJUDGED that plaintiff take nothing of the defendant; that plaintiff's motion for judgment on the pleadings is denied; that defendant's cross-motion for judgment on the pleadings is denied; and that the case is remanded to the Commissioner of Social Security for further administrative proceedings consistent with the Court's Memorandum and Order of August 2, 2005.

Dated: Brooklyn, New York August 02, 2005

> ROBERT C. HEINEMANN Clerk of Court